

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Joshua L. STUART, et al.
Serial No.: Divisional of 09/532,563
Filed: August 22, 2003
Art Unit: 3626
Patent Examiner: N/A
Title: **APPARATUS AND METHOD FOR INTERACTIVE RENTAL
INFORMATION RETRIEVAL AND MANAGEMENT**

August 22, 2003

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT

Sir:

Applicants submit herewith copies of documents known to applicant and his counsel which he believes may be material to the examination of this application and in respect of which there may be a duty to disclose in compliance with the requirements of 37 C.F.R. §1.56.

The subject application is a divisional of US Patent Application Serial No. 09/532,563, which was filed on March 22, 2000. The following references are cited with respect to this patent:

1. PHH advertisement: "Fleet Imagination", no date;
2. PHH Arval advertisement: "Fleet Imagination", no date;
3. PHH Arval advertisement: "Champions of Fleet Management", no date;
4. PHH Arval advertisement: "Unlock the Power of Your Fleet", no date;

5. PHH Interactive web page: twenty-one screens, ©1997-2003;
6. "Electronic Advisory", Travel Agent, March 15, 1993, pp. 18;
7. "To Those Charting a New-media Course: 'Here Be Monsters'; Discusses Involvement In Interactive Marketing", Advertising Age, May 23, 1994, pp. 17;
8. "Help Yourself To A Rental Car: Allied Signal Installs Nations Smart Key On Site; Installs National Car Rental Smart Key Machine", Business Travel News, June 12, 1995, pp. 1;
9. "21st Century Leadership, Do you Have What it Takes?", Beyond Computing, May, 1997;
10. "PHH Trailblazes", Automotive Fleet, May, 1998;
11. PHH Interactive - Vehicle Management Services, August, 1998;
12. "Salute To Suppliers, What Makes the Best the Best?", Purchasing, November 19, 1998;
13. "Sybase Solution Enables PHH Vehicle Management's Customers to Make More Strategic Buying Decisions", Newswire, December 1, 1998;
14. "PHH Nominated for Computerworld Smithsonian Award", Newswire, January 18, 1999;
15. "PHH Announces Major Enhancements to PHH Interactive", Press Release, February 3, 1999;
16. "1999 Internet 50 Winners, Leaders of the Pack", CIO, July 1, 1999;
17. "PHH Receives 1999 CIO Web Business 50/50 Award", Newswire, July 6, 1999;
18. "Avis Announces Promotion of Lawrence E. Kinder to Chief Information Officer, Newswire, July 15, 1999;
19. Rindegard, Johan, "Honk, If You Can Drive the Business, PHH Vehicle Management's Interactive Customer System Puts Clients in Driver's Seat", Info World, September 13, 1999;
20. "PHH: Data As Business", Information Week, September 13, 1999;
21. "Masters, How Four B-to-B Companies Sell On the Net - and Make a Profit", Sales & Marketing Management, October, 1999;

22. Dickey, Sam, "The Real Information Highway", Beyond Computing, November/December 1999;
23. "Double Vision - Holding Up A Mirror of Data To Your Customers", CIO, November 1, 1999; and
24. "PHH Named One of Information Week's 'E-Business 100'", Newswire, December 16, 1999.

The subject application as enclosed herewith is a new Divisional Application of the parent patent application identified above. In the above identified parent patent application, a Request for Restriction was made to the following group of claims: I. Claims 1-14; II. Claims 15-27; and III. Claims 28-48. Applicants elected in the parent application to prosecute Claims 28-49, and an Office Action was issued with an examination of the elected claims. Now, Applicants file a Divisional application which presents claims 1-32. Of the present claims in this Divisional application, claims 1-13 hereof correspond to claims 15-27 of Group II of the parent application, whereas the remaining claims are newly drafted. In particular, new claims 1-13 as presented in this Divisional Patent application relate to Group II of claims. Applicants respectfully assert that the remaining claims 11-32 also related to the subject matter of Group II claims and should also be examined with new claims 1-13 in this Divisional application. Applicants do not waive any rights to present in still further new Divisional Patent Applications claims that correspond to Group I of claims 1-14 and to Group III of claims 32-46 of the parent application.

In the above identified parent Patent Application, an Office Action dated March 28, 2003 was issued. In this Office Action, Applicants and Assignee of the parent application were required under the provisions of 37 CFR 1.105 to identify publications embodying the disclosed subject matter of a method and system for managing data related to transactions of a single supplier and facilitation user access to specific data regarding transactions. Applicants, the assignee-Avis, PHH Interactive and the undersigned has made a good faith effort to identify and cite all related reference from PHH Interactive and Avis Interactive.

To that end, we filed this Information Disclosure Statement, which lists documents related to Avis Interactive and PHH Interactive. These documents are listed in Form

PTO/SB/08A and is enclosed in duplicate. Copies of the cited publications are enclosed herewith.

Applicants have not cited by this Statement any reference with an effective date later than March 22, 2000, the filing date of the above identified parent application.

Articles 1, 2, 3 and 4 do not have a date of publication. Therefore, even if these articles are listed on Form PTO/SB/08A, Applicants are unable to confirm whether these articles are publications in accordance with 35 U.S.C. §102(B).

Further, article 5 is a series of screens, which are stored on a database and which were downloaded to in part explain the operation of the PHH Interactive. As indicated by the copyright notices, this database has been continuously revised from 1998 to 2003. As indicated on the screen identified as "Client/Breakdown Retails", there is a number of services which a user may access by clicking on the corresponding button. PHH has informed the undersigned that the only services implemented before March 22, 1999 were the " My Company" services and the auto purchasing services; the remaining services find no correspondence to any of the features or aspects of the claims of this divisional application.

Also enclosed are the Notice of References Cited and Information Disclosure Statement By Applicant which are part of the above identified parent application.

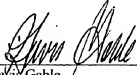
Applicants do not waive any rights to take appropriate action to establish patentability over any of the listed documents should they be applied as references against the claims of the present application. This Statement should not be construed as a representation that more material information does not exist or that an exhaustive search of the relevant art has been made.

Consideration of the cited documents and making the same of record in the prosecution of the above-identified application are respectfully requested.

Respectfully submitted,

Cowan, Liebowitz & Latman, P.C.

By:



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ALL REFERENCES CONSIDERED EXCEPT WHERE LINED THROUGH. /M.F./

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Substitute for form 1449A/PTO

INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(use as many sheets as necessary)

Sheet	1	of	4
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Complete if Known

Application Number	unknown
Filing Date	August 22, 2003
First Named Inventor	Joshua L. Stuart
Group Art Unit	3626
Examiner Name	unknown
Attorney Docket Number	23723.017

U.S. PATENT DOCUMENTS

[illegible]

FOREIGN PATENT DOCUMENTS

[illegible]

Examiner Signature	Date Considered
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*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹ Unique citation designation number. ² See attached Kinds of U.S. Patent Documents. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶ Applicant is to place a check mark here if English language translation is attached.

Burden Hour Statement: This form is estimated to take 2.0 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

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Substitute for form 1449B/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT (use as many sheets as necessary)		Compl to if Known Application Number <u>10/647,016</u> Filing Date <u>unknown</u> First Named Inventor <u>August 22, 2002</u> Group Art Unit <u>Joshua L. Stuart</u> Examiner Name <u>3626</u> Attorney Docket Number <u>unknown</u> 23723.017	
Sheet	2	of	4

OTHER PRIOR ART - NON PATENT LITERATURE DOCUMENTS			
Examiner Initials	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²
		PHH advertisement: "Fleet Imagination", no date	
		PHH Arval advertisement: "Fleet Imagination", no date	
		PHH Arval advertisement: "Champions of Fleet Management", no date	
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		8. "Help Yourself To A Rental Car: Allied Signal Installs Nations Smart Key On Site; 'Installs National Car Rental Smart Key Machine", Business Travel News, June 12, 1995, pp. 1	
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²Unique citation designation number. ³Applicant is to place a check mark here if English language Translation is attached.

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Substitute for form 1449B/PTO		C mplete if Kn wn	
INFORMATION DISCLOSURE STATEMENT BY APPLICANT (use as many sheets as necessary)		Application Number	unknown
		Filing Date	August 22, 2003
		First Named Inventor	Joshua L. Stuart
		Group Art Unit	3626
		Examiner Name	unknown
		Attorney Docket Number	23723.017
Sheet	3	of	4

OTHER PRIOR ART - NON PATENT LITERATURE DOCUMENTS			
Examiner Initials*	Cite No.†	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T‡
		"Salute To Suppliers, What Makes the Best the Best?", Purchasing, November 19, 1998	
		"Sybase Solution Enables PHH Vehicle Management's Customers to Make More Strategic Buying Decisions", Newswire, December 1, 1998	
		"PHH Nominated for Computerworld Smithsonian Award", Newswire, January 18, 1999	
		"PHH Announces Major Enhancements to PHH Interactive", Press Release, February 3, 1999	
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Substituted for page 14459B/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT (use as many sheets as necessary)		C complete If Kn wn 10/647, 016 Application Number Filing Date August 22, 2003 First Named Inventor Joshua A. Stuart Group Art Unit 3626 Examiner Name unknown Attorney Docket Number 23723.017
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Examiner Signature	Date Considered
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